

REQUEST FOR COUNCIL ACTION

MEETING

DATE: 6/16/03

33

AGENDA SECTION: CONSENT AGENDA	ORIGINATING DEPT: Public Works	ITEM NO. D-12
ITEM DESCRIPTION: TH 63 Stage 1 MnDOT Cost Share Agreement #84315-R and Limited Use Permit		PREPARED BY: R. Freese <i>RF</i>

The Minnesota Department of Transportation has requested the City enter into a Cost Share Agreement #84315-R for the construction of Stage 1 of the TH 63 / 48th Street South Interchange and associated local streets. On July 15, 2002 a Public Hearing on the TH 63 Project was conducted by the City Council as required per Minnesota Statute 161.164. The City Council approved Resolution #474-02 for the TH 63 Final Geometric Layout Plan as required by the new Municipal Consent Law passed by the State Legislature in 2001. A specific provision of the Municipal Consent Law required that MnDOT identify what the local unit of governments cost share will be for the proposed project prior to the adoption of the Layout Plan by the local government. In addition the City Council also approved by Resolution #474-02, its intent to enter into a Municipal Cost Share Agreement with MnDOT for the City's share of the Stage 1 improvements.

The Project will be constructed in two stages. Stage 1 will include the interchange at 48th Street and the reconstruction of 48th Street and St. Bridget Road. Stage 2 will be bid as a separate project in 2004 and will include the interchange at 40th Street and the reconstruction of 40th Street, Commercial Drive and Woodlake Drive. Later this year, MnDOT will seek from the City a Resolution indicating the City's intent to enter into a Municipal Cost Share Agreement with MnDOT for the City's share of the improvements in Stage 2 of the TH 63.

The Cost Share Agreement provides for payment by the City to the State of the City's share of the cost, estimated at \$3,949,433.16, for roadway, bridge, bridge aesthetics and painting, sidewalk, multi-use trail, storm water pond, sanitary sewer relocation and oversizing, watermain relocation and oversizing, storm sewer, roadway lighting, to be performed upon, along and adjacent to the TH 63 / 48th Street interchange, 48th Street west of the TH 63 centerline, St. Bridget Road north of 45th Street SE, and 40th Street SE between TH 63 and St. Bridget Road. Funding for the final construction costs shall be allocated as follows:

- 50% Special Assessments & Traffic Improvement District Charges paid by benefiting property owners
- 25% Municipal State Aid System
- 25% General Obligation Bonds paid by property tax.

Funding allocation for the preliminary and final engineering and right-of-way costs shall be based on a Policy approved by the City Council at the time the Transportation Improvement District and charges are established.

Staff recommends Council approval of the Cost Participation Resolution for Stage 1 improvements and the Limited Use Permit Resolution for construction and maintenance of a pedestrian trail and sidewalk with the 48th Street right-of-way over TH 63.

COUNCIL ACTION REQUESTED:

1. Adopt a Resolution authorizing the Mayor and City Clerk to execute a Municipal Cost Share Agreement with MnDOT for the Stage 1 Construction of the TH 63 / 48th Street South interchange and associated local street improvements.
2. Adopt a Resolution authorizing the Mayor and City Clerk to execute a Limited Use Permit with MnDOT to allow for a pedestrian trail and sidewalk within the 48th Street right-of-way over TH 63.
3. Direct the City Administrator and Public Works Director to establish a Transportation Improvement District for City Council review by October 15, 2003.
4. Authorize the City Administrator and Finance Director to initiate a General Obligation Bond sale.

COUNCIL ACTION: Motion by: _____ Second by: _____ to _____

25